

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiff,

v.

EDUARDO LARA-VALADEZ,

Defendant.

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8:02CR152

ORDER

This matter comes to the court's attention from a letter dated September 2, 2007, from the defendant Eduardo Lara-Valadez. The defendant alleges that he has not been given credit for time served consistent with the court's Judgment and Commitment order dated February 18, 2003. Based on the court's review of the defendant's letter, the transcript of the proceedings, and the Judgment and Commitment order, the court is concerned whether the Judgment and Commitment order is not being followed.

The court hereby appoints the Federal Public Defender to represent the interests of Mr. Lara-Valadez and sets this matter for hearing on **November 2, 2007, at 9:00 a.m.**, Courtroom No. 3, Roman L. Hruska U.S. Courthouse, 111 South 18th Plaza, Omaha, Nebraska, at which time counsel for the defendant and the government should be prepared to address the issues raised by the defendant in the letter attached.

If the defendant wishes to participate telephonically in the hearing, his attorney must notify chambers at least 24 hours before the hearing of the telephone number and contact person at the institution which defendant is incarcerated.

DATED this 5th day of October, 2007.

BY THE COURT:

s/Joseph F. Bataillon
Chief District Judge

i Hi!

9-2-07

my name is Eduardo Lora Voldz ID# 17817-047

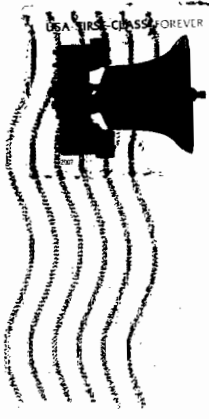
I'm writing this letter because, I have a problem with my time credit; I was incarcerated in the State county of Nebraska for 10 months; they are only giving me 49 days total of the time when they arrest me; they only giving me credit from (April 18-02 to June 05-02) the record office show that I already got credit for everything and that is completely wrong because the Judge when I got Sentence he order. that I get credit starting the days that I got arrest which it was. you get that information on the court paper transcript on page 27 the Judge name is Bolatton. they said my time stop because I was in prison in the State of Nebraska paying a sentence of 2 year to 4 years. my credit suppose to start when the US Marshall pick me up from (Tecumseh Nebraska). and that was Oct 25/02 when I was in custody US Marshall in the county of (Iowa Patterson county) exactly that where my credit suppose to start from Oct 25/02 and they only giving me credit from Feb 7 2003 the day that I got Sentence. which is not good they taking to much time from me; please can you check the transcript paper; page 27 you will find that the Judge order; that I get credit starting the they that I got arrest it.

«Thank you and god bless you.»

Eduardo Lara Valdez 17817-047
Giles W. Dalby Correctional F
805 N Avenue F
Post TX 79356

LUBBOCK TX 794

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